IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 166 OF 2005

IN

FAMILY COURT APPEAL NO. 44 OF 2005

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Ms.B.P. Jakhade for the Applicant.

Mr.P.M. Havnur for the Respondent.

CORAM : H.L. GOKHALE &
MRS. R.S. DALVI, JJ.

DATE : 15TH SEPTEMBER 2005

P.C. :

1. Heard Ms.Jakhade in support of this Civil Application. Mr.Havnur appears for the Respondent.

2. This is an application of the Appellant husband seeking a modification of the order passed by the Division Bench on 4th April 2005 regarding access to his daughter Aishwariya. The Appellant and the Respondent are both present in Court and with their consent, their counsel

have agreed to the following arrangement.

(a) Instead of the arrangement, which was made in the order dated 4th April 2005, the Applicant will be at liberty to visit the residence of the Respondent at Andheri on first, third and fifth Thursday of every month between 9.00 and 10.00 a.m.

(b) The Applicant will be permitted to take the daughter Aishwariya with him to his mother’s residence at Dashisar and will bring her back before 4.00 to 5.00 p.m. on the same day.

(c) The Applicant, when visiting the residence of the Respondent, will preferably take with him either or both the children of his brother.

(d) It is further agreed between the parties that if there are any grievances with respect to the working of this order, the parties will report with respect to the same to the Bench taking the Family Court Appeals.

(e) Both the parties agree that they will accommodate each other with respect to these visiting rights in the event there is any difficulty.

4. Civil Application stands disposed of with the above order.

(H.L. GOKHALE, J.)

(MRS. R.S. DALVI, J.)